

04-40178
USDC-MABO
J. Saylor

MANDATE
United States Court of Appeals
For the First Circuit

No. 04-2606

LEIGH M. OLSEN

Petitioner - Appellant

v.

STEVEN J. O'BRIEN, Superintendent, NCCI Gardner; KATHERINE DENNEHY,
Commissioner, Massachusetts Department of Corrections

Respondents - Appellees

JUDGMENT

Entered: January 6, 2005

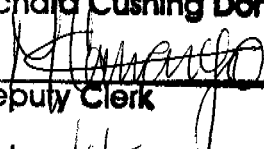
Upon consideration of appellant's unopposed motion,

It is hereby ordered that this appeal be voluntarily dismissed pursuant to Fed. R. App. P. 42(b). Defendant's appeal shall proceed under No. 04-2560.

Mandate to issue forthwith.

Certified and Issued as Mandate
under Fed. R. App. P. 41.

Richard Cushing Donovan, Clerk


Deputy Clerk

Date: 1/6/05

By the Court:

Richard Cushing Donovan, Clerk

By: **MARGARET CARTER**

Chief Deputy Clerk

[cc: Leigh M. Olsen, Thomas F. Reilly, AG, Leigh M. Olsen, Defendant-Appellant]